

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q86251

Albert GUBELI, et al.

Appln. No.: National Stage Entry of PCT/CH03/00603

Confirmation No.: not yet assigned

Group Art Unit: not yet assigned

Filed: March 7, 2005

Examiner: not yet assigned

For: FLUSHING DEVICE COMPRISING A PRESSURIZED CHAMBER, EVACUATION
FITTING FOR A FLUSHING DEVICE, AND SYSTEM COMPRISING A FLUSHING
DEVICE AND A TOILET BOWL

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith, along with a copy of the corresponding Communication from a Foreign Patent Office, except for the following: U.S. patents and/or U.S. patent publications; and co-pending non-provisional U.S. applications filed after June 30, 2003.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action

INFORMATION DISCLOSURE STATEMENT
National Stage Entry of PCT/CH03/00603

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on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a Communication from a foreign patent office in a counterpart application citing such documents (International Search Report for PCT/CH03/00603 dated September 8, 2003), together with an English-language version (if not already included) of that portion of the Communication indicating the degree of relevance found by the foreign patent office.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

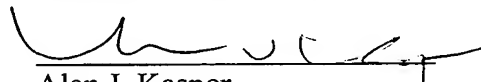
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Date: March 7, 2005

Respectfully submitted,


Alan J. Kasper
Registration No. 25,426

Substitute for Form 1449 A & B/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet

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of

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First Named Inventor

Albert GUBELI

Art Unit

Not yet assigned

Examiner Name

Not yet assigned

Attorney Docket Number

Q86251

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code ² (if known)		
		US 1,645,264	A	10/11/1927	JUAN VERGARA
		US 1,639,288	A	8/16/1927	GIARDINO JOSEPH F ET AL
		US 3,605,125	A	9/20/1971	GIBBS JAMES W ET AL
		US 6,219,855	B1	4/24/2001	HSU WALTER W
		US			
		US			
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		US			
		US			

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Translation ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)			
		DE	31 30 452	A	7/7/1983	WANKE HUBERT	
		GB	497 765	A	12/28/1938	MARINUS ALFRED KJERSGAARD	
		GB	1, 332, 995	A	10/10/1973	GIBBS PLUMBING CO INC	
		DE	36 40 216	A	5/26/1988	SCHWAB SANITAER PLASTIC GMBH	
		EP	1 156 166	A	11/21/2001	GEBERIT TECHNIK AG	
		DE	27 02 639	A	7/27/1978	SCHNEIDER ALOIS	

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation ⁶
		International Search Report for PCT/CH03/00603 dated March 18, 2004	

Examiner Signature

Date Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to indicate here if English language Translation is attached.